



**CITY OF NEWPORT BEACH
ENVIRONMENTAL QUALITY AFFAIRS
COMMITTEE**

AGENDA

DATE/TIME: MONDAY, JULY 21, 2003 – 7:00 P.M.

**LOCATION: Police Department Auditorium
870 Santa Barbara Drive**

Roll Call

1. Minutes of June 16, 2003
2. Election of Vice Chair
3. Report from Membership Subcommittee
4. Discussion of EQAC subcommittee system of developing comments, alternative methods for developing comments, and function of EQAC and subcommittees
5. Appointment of EQAC Member to GPUC
6. Report from EQAC Members on GPAC
7. Report on LCP process
8. Report from staff on current projects
9. Appointment of Subcommittee to Review Negative Declaration for South Coast Shipyard Project
10. Appointment of Subcommittee for the Notice of Preparation Environmental Impact Report – Pacific Medical Plaza (1626 and 1640 Newport Boulevard, Costa Mesa, CA)
11. Council Member Reports
12. Public Comments
13. Future Agenda Items

NEXT MEETING DATE:

August 18, 2003

LOCATION:

Police Dept Auditorium



CITY OF NEWPORT BEACH

ENVIRONMENTAL QUALITY AFFAIRS COMMITTEE

Draft Minutes 06-16-03

Minutes of the Environmental Quality Affairs Citizens Advisory Committee held at the City Council Chambers, 3300 Newport Boulevard, on May 12, 2003.

Members Present:

Steve Bromberg, Mayor
Robert Hawkins, Chairperson
Barry Eaton, Vice Chairman
Brent Cooper
Laura Dietz
Ray Halowski
Carol Hoffman
Tom Hyans

Elaine Linhoff
Jim Miller
Dolores Otting
Richard Rivett
Cris Trapp
Christopher Welsh
Jennifer Winn

Staff Representatives:

Sharon Wood, Assistant City Manager
Patrick Alford, Senior Planner
Niki Kallikounis, Planning Department Assistant

Members not Present:

Richard Nichols, Council Member
Barry Allen
Gary Borquez
Gus Chabre
Thomas Eastmond

Phillip Lugar
Marge Pantzar
Nancy Raney
Louis Von Dyl

The meeting was called to order at 7:05 p.m.

1. Minutes of May 12, 2003 - Barry Eaton **moved** to approve the minutes. Ray Halowski seconded the **motion**. **Motion** passes.

Chairman Hawkins re-ordered the agenda to Item 3 to watch a PowerPoint slide presentation on the Local Coastal Program by Senior Planner Patrick Alford.

3. Presentation on Draft Local Coastal Program (LCP) Land Use Plan and Report from Subcommittee

Patrick Alford gave a PowerPoint presentation on the Local Coastal Program

certification. Mr. Alford presented an overview of the Coastal Act and how the certification process fits within that, talk briefly about the organization of the Coastal Land Use Plan and also explain how the process is proceeding. There were questions and answers during and after the presentation.

Elaine Linhoff explained that she delegated the LCP to the various members on the subcommittee for their comments. Per Mayor Bromberg's request, Ms. Linhoff said that the subcommittee, which the provided comments was made up of Jennifer Winn, Phillip Lugar, Cris Trapp, Ray Halowski and Gus Chabre and herself. Mayor Bromberg commended the subcommittee for their report.

Discussion ensued. Corrections were made. Chairman Hawkins **moved** to strike the first sentence of Section 3, and then inserting, on page 21 after finished," We note that the City is currently amending its General Plan. The LCP should refer to this process and explain how the LCP and General Plan Update fit together." Jim Miller seconded the **motion**. **Motion** passes.

Further discussion ensued. Barry Eaton **moved** to delete the second and third sentences of Section 3.0. Jim Miller seconded the **Motion**. **Motion** passes.

After further consideration, Barry Eaton **moved** to delete the entire Section 3.0. Ray Halowski seconded the **motion**. **Motion** passes.

Jennifer Winn **moved** to remove the discussion area of Study Area No. 9 from the EQAC's report, but to leave it in the draft LCP. Laura Dietz seconded the **motion**. **Motion** passes. Elaine Linhoff abstained.

In Policies 4.1.2-11 F and G, Jim Miller **moved** clarify to the comment by asking, "What is contemplated in terms of how far back from the bluff the policy would apply? Do you know whether it was anticipated to apply to private property?" Ray Halowski seconded the **motion**. **Motion** passes.

2. Communications Subcommittee Discussion of Web Page - Continued from May 12

Laura Dietz reported that the subcommittee met to put the mechanics of the web page together and feels that they have resolved most of issues. Ms. Otting suggested, at the bottom of the agenda, to add the following, "Agenda materials are available in the Planning Department." Discussion ensued. Mayor Bromberg and Chairman Hawkins commended the subcommittee for a good job. *Subcommittee will meet.*

4. Discussion of EQAC Subcommittee System of Developing Comments, Alternative Methods for Developing Comments, and Function of EQAC and Subcommittees

Continued to July 21 meeting.

5. Report from EQAC Member on GPUC

Barry Eaton reported that there was no meeting last month.

6. Report from EQAC Members on GPAC

Phillip Lugar reported that the LCP subcommittee met and reviewed the LCP draft and concentrated comments on the policies. Their comments were completed and taken to the full committee, where more comments were added.

Sharon Wood reported that the City Council approved an agreement with the consultant Woodie Tescher of EIP Associates. They now have the full detailed scope of services and the time schedule and are looking at a two-year process.

7. Report on LCP

Report was covered in Item 3 discussion.

8. Report from Staff on Current Projects

Sharon Wood reported that there are the two church projects, St. Andrews and St. Marks, which should have Notices of Preparations (NOP) soon.

The following members make up the Church Subcommittee: Laura Dietz, Phillip Lugar, Brent Cooper, Dolores Otting, Tom Hyans, Ray Halowski, Christopher Welsh, Barry Allen, Richard Rivett, and Gary Borquez, and Gus Chabre, Chairperson.

Ms. Wood reported that a traffic study at 500 Superior Boulevard is being done to determine if any impact would result if office space be increased.

9. Council Member Reports

Mayor Bromberg reported that the Lower Bayview Senior Housing project was re-submitted to the Coastal Commission.

10. Public Comments

None

10. Future Agenda items

- Discussion of EQAC Subcommittee System of Developing Comments, Alternative Methods for Developing Comments, and Function of EQAC and Subcommittees (*Continued to July 21*)
- Environmental Impact Report of a Supplemental Impact Report for the Newport Trunk Sewer and Force Mains, Bitter Point Pump Station to Coast Trunk.

Chairman Hawkins adjourned the meeting at 9:20 p.m.

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-----Original Message-----

From: Susan/Barry Eaton [mailto:eaton727@earthlink.net]

Sent: Friday, June 27, 2003 8:52 AM

To: Eaton Susan/Barry; Hoffman Carol; Hawkins Robert; Lugar Phillip; Bromberg Steven; Heffernan John; Hyans, Tom; Trapp Cris; Linhoff, Elaine; Halowski Ray; Raney Nancy; Pantzar Marge; Dietz Laura; Miller Jim; Winn Jennifer; Chabre Gus S.; Borquez Gary; Welch, Christopher; Allen, Barry; Rivett, Richard; Nichols, Dick; Otting, Dolores; Eastmond, Tom; Cooper, Brent

Cc: Wood Sharon; Kallikounis, Niki

Subject: Leaving EQAC

EQAC Members,

As most of you have probably read or heard by now, I was appointed to the Planning Commission by the City Council last Tuesday evening. That means I will have to resign from EQAC, as many of EQAC's recommendations on projects within the City go on to the PC. I have one more GPUC meeting this coming Monday (that Sharon says I need to attend as the EQAC designee, as they need me to be sure there is a quorum); I will resign EQAC sometime between then and the next PC meeting on July 17th.

I have served on EQAC for 5 and 1/2 years now; 4 and 1/2 as its Vice Chair, and almost 3 as its designee to GPUC. I have thoroughly enjoyed the experience - especially working with all of you. Although I wrote a misguided memo in frustration a couple of months ago, I did not put it into perspective, as I should have: Sharon has served as staff to EQAC during my entire tenure there, and Robert has been the Chair for the last 4 years. I think both have done an outstanding job in those positions; the memo of a couple of months ago was the first time I had ever complained.

EQAC has a busy year ahead of it. Two EIR contracts have been approved in the last 3 weeks by the City Council (for St. Andrews and St. Mark churches); and, presumably, the EIR for the Marinapark hotel project will be embarked upon in the upcoming year, as well.

I would like to mention one other subject. Two months ago, it was agreed that Thresholds of Significance would be put on a future agenda, at my suggestion. In my opinion, this is an important issue that needs to be discussed by EQAC. Members of the Church subcommittee may recall the frustration they all felt in dealing with the Mormon Temple project, when they found out that the Threshold of Significance was set for Aesthetics for that project in such a way that it was almost impossible for the consultant (or EQAC) to conclude that there was a significant impact. (There would only be a significant aesthetic impact if there was a significant impact from a Scenic Highway, and there weren't any in that part of the City.) This became even more important when the City Attorney's office opined on the effect of the federal RLUIPA (Religious Land Use and Institutionalized Persons Act) on that project: If there was not a significant effect, then there was an extra burden on the City to reasonably approve the project.

06/27/2003

Currently, Thresholds of Significance are apparently set by agreement between the EIR consultant and City staff, with no input from EQAC, or any other deliberative body, or the public. With 2 or 3 significant church projects upcoming, as well as the Marinapark and the General Plan EIRs, I think the current closed nature of this process is ripe for discussion; and I hope that EQAC will do that.

Again, thank you all for the pleasure of serving with you. I will miss each of you, and the many balanced and informative discussions that EQAC has had.

Barry

06/27/2003